

THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO.15172 OF 2005

Dated 19th day of August, 2005.

Between:

Shaik Ghouse Mohiuddin. ... petitioner

And

The Asst.P.F.Commissioner, Guntur.

... respondents.

THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO.15172 OF 2005

ORDER:

This writ petition is filed seeking to quash the proceedings No.AP/GT/16789/G.II/ENF-I/2005/Inq/2005/170, dated 15.6.2005 issued by the respondent stating that he received information that the petitioner has failed to furnish the prescribed returns required to be submitted in respect of the petitioner's establishment viz., M/s.Shaik Daria Hussain and Sons, Guntur.

The case of the petitioner is that he also submitted a representation dated 21.7.2005 in this regard.

On behalf of the respondent counter is filed wherein it is stated that an enquiry under Section 7(A) of the Employees Provident Fund and Miscellaneous Provisions Act, 1952, was initiated through impugned summons and the same is pending. It is also stated that the petitioner can raise all his contentions for consideration before the respondent authority who is empowered to decide all the issues including the applicability and pass appropriate orders.

In view of the said submissions, the writ petition is disposed of directing the respondent that while conducting enquiry under Section 7(A) of the Act, the respondent can also take into consideration the representation dated 21.7.2005 said to have been made by the petitioner and pass appropriate orders in accordance with law.

With the above observation, the writ petition is disposed of.

19.08.2005

mdaa